

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MIDDLE PENNSYLVANIA
THE HONORABLE ROBERT N. OPEL II, PRESIDING
MAX ROSENN US COURTHOUSE CALENDAR

THURSDAY, FEBRUARY 13, 2014

HEARING ROOM: COURTROOM 2

09:30 AM

5:14-BK-00357-RNO JOSEPH DECKER CH: 13
#1 Motion to Waive Filing Fee (#3)

OTHER: JOSEPH DECKER, PRO SE

5:14-BK-00257-RNO JOHN J. & JILL L. THOMAS CH: 13
#2 Motion to Extend Automatic Stay (#8); Objections due 2/11/2014)

VACATED: Affidavit in support of motion filed, no responses filed, order to be entered granting Motion.

ATTORNEY: EUGENE J. DOUD (JILL L. THOMAS, JOHN J. THOMAS)

5:11-BK-05147-RNO JAMES P. & COLLEEN M. RIVEST CH: 13
#3 Motion for Relief from Stay (1084 Towpath Rd., aka 724 Kimbels Rd., Hawley) (#116) (Objection deadline is 1/26/2014)

VACATED: No response filed, order to be entered granting Motion

ATTORNEY: MARK E. MOULTON (COLLEEN M. RIVEST, JAMES P. RIVEST)
ATTORNEY: JEROME B BLANK (GREEN TREE SERVICING LLC)

5:11-BK-08280-RNO ERIC K. & MICHELLE D. SCHMIDT CH: 13
#4 Motion for Relief from Stay (2007 Saturn Aura) (#73) (Objection deadline is 1/16/14)

VACATED: No response filed, order to be entered granting Motion.

ATTORNEY: PHILIP W. STOCK (ERIC K. SCHMIDT, MICHELLE D. SCHMIDT)
ATTORNEY: WILLIAM E. CRAIG (CREDIT ACCEPTANCE CORPORATION)

09:30 AM

5:11-BK-08382-RNO

JOHN STEVEN & DEBRA A. BALUT

CH: 13

#5

Motion for Relief from Stay (675 North Washington St., WB) (#48); Answer (#50)

VACATED: request to continue with consent approved / cont'd to 3/13

ATTORNEY: JASON J MAZZEI (DEBRA A. BALUT, JOHN STEVEN BALUT)

ATTORNEY: MARIO HANYON (GREEN TREE SERVICING LLC)

5:12-BK-00597-RNO

RANDY S WYSOCKY & ALICIA A. SIDARI

CH: 13

#6

Motion for Relief from Stay (26 Smith Dr., aka 201 Smith Circle, Drifton PA) (#232); Answer by Debtor (#234)

VACATED: Request to continue with consent / cont'd to 3/13/14

ATTORNEY: GINO L ANDREUZZI (ALICIA A. SIDARI, RANDY S WYSOCKY)

ATTORNEY: D. TROY SELLARS (GREEN TREE SERVICING LLC)

5:12-BK-02607-RNO

JACK FRANK & MARIA A. LITTERER

CH: 13

#7

Motion for Relief from Stay (107 Michael Lane, Reeders, PA) (#54); Answer (#69)

VACATED: Request to remove, matter settled, stip due 3/29

ATTORNEY: VINCENT RUBINO (JACK FRANK LITTERER, MARIA A. LITTERER)

ATTORNEY: PISANCHYN LAW FIRM (JACK FRANK LITTERER, MARIA A. LITTERER)

ATTORNEY: J. ZAC CHRISTMAN (JACK FRANK LITTERER, MARIA A. LITTERER)

ATTORNEY: LESLIE J RASE (AMERICAN HOME MORTGAGE SERVICING, INC.,)

5:12-BK-03643-RNO

ROBERT & SANDRA E MELUSKEY

CH: 13

#8

Motion for Relief from Stay (711 N. Franklin St., WB, PA) (#39); Answer (#41)

VACATED: Motion withdrawn (#53)

ATTORNEY: CAROL WEISS BALTIMORE (ROBERT MELUSKEY, SANDRA E MELUSKEY)

ATTORNEY: MARY F KENNEDY (CITIZENS BANK OF PENNSYLVANIA)

09:30 AM

1:12-BK-03872-RNO

REGINALD VICTOR THORNTON

CH: 13

#9

Motion for Relief from Stay (4822 Tamar Dr., Harrisburg, PA) (#52); Answer (#55)

VACATED: Request to remove, matter settled, stip due 3/14

ATTORNEY: KARA KATHERINE GENDRON (REGINALD VICTOR THORNTON)

ATTORNEY: DOROTHY L MOTT (REGINALD VICTOR THORNTON)

ATTORNEY: DAVID HARRIS LIPOW (CITIMORTGAGE, INC.)

5:12-BK-05025-RNO

KAREN E. LAMANNA

CH: 13

#10

Motion for Relief from Stay (2006 Jeep Cherokee) (#43) (Objection deadline is 1/16/14)

VACATED: Motion withdrawn with consent (#44)

ATTORNEY: VINCENT RUBINO (KAREN E. LAMANNA)

ATTORNEY: WILLIAM E. CRAIG (SANTANDER CONSUMER USA, INC.)

1:12-BK-05084-RNO

DAVID SCOTT & ROSE THERESE WACLAWSKI

CH: 13

#11

Motion for Relief from Stay (45 W. Bruce Rd., Fawn Grove, PA) (#33); (Objection deadline is 02/09/2014)

VACATED: No response filed, order to be entered granting Motion.

ATTORNEY: JACKIE J DEARMOND (DAVID SCOTT WACLAWSKI, ROSE THERESE WACLAWSKI)

ATTORNEY: KEITH B DEARMOND (DAVID SCOTT WACLAWSKI, ROSE THERESE WACLAWSKI)

ATTORNEY: DAVID HARRIS LIPOW (CITIMORTGAGE, INC.)

5:12-BK-05845-RNO

JOSHUA A. WILLIAMS

CH: 13

#12

Motion for Relief from Stay (280 Orchard St., Harveys Lake, PA) (#76); (Objection deadline is 1/27/14)

VACATED: No response filed, order to be entered granting Motion.

ATTORNEY: TULLIO DELUCA (JOSHUA A. WILLIAMS)

ATTORNEY: ANN E. SWARTZ (EVERBANK)

09:30 AM

5:12-BK-05932-RNO WILLIAM D. MICHAEL CH: 13

#13 Motion for Relief from Stay (1806 Prospect Ave., Scranton, PA) (#56); Answer (#57)

VACATED: Motion to continue with consent approved / continued to 3/13

ATTORNEY: TULLIO DELUCA (WILLIAM D. MICHAEL)
ATTORNEY: JEROME B BLANK (NATIONSTAR MORTGAGE LLC)

5:13-BK-00187-RNO DANIEL W & GEORGETTE HARMS CH: 13

#14 Motion for Relief from Stay (RR1 Box 899 Dingmans Ferry, PA) (#35); Answer (#39)

VACATED: Request to continue with consent approved

ATTORNEY: LISA M. DORAN (DANIEL W HARMS, GEORGETTE HARMS)
ATTORNEY: LESLIE J RASE (WELLS FARGO BANK, N.A., BY ITS ATTORNEY)

5:13-BK-00344-RNO CHRISTOPHER L. HOLDRIDGE CH: 13

#15 Motion for Relief from Stay (192 Box RR3, 122 Murry Rd., Meshoppen, PA) (#48); Answer (#62)

VACATED: Request to continue with consent approved / cont'd to 3/13

ATTORNEY: TULLIO DELUCA (CHRISTOPHER L. HOLDRIDGE)
ATTORNEY: MARIO HANYON (GREEN TREE SERVICING LLC)

5:13-BK-01471-RNO ROGER THOMAS & ANTONIA E. WESTGATE CH: 13

#16 Motion for Relief from Stay (2010 Suzuki Grand Vitara)(#48) (Objection deadline is 2/9/14)

VACATED: Request to remove filed; matter settled, stipulation to be filed 3/9/14

ATTORNEY: TIMOTHY B. FISHER (ANTONIA E. WESTGATE, ROGER THOMAS WESTGATE)
ATTORNEY: PETER J ASHCROFT (REGIONAL ACCEPTANCE CORPORATION)

5:13-BK-01751-RNO ANIANO CESPEDES CH: 13

#17 Motion for Relief from Stay (304-06 McLane St., Dupont, PA) (#33) (Objection deadline is 1/24/14)

VACATED: No response filed, order to be entered granting Motion.

ATTORNEY: BRETT J. RIEGEL (ANIANO CESPEDES)
ATTORNEY: MARTHA E VON ROSENSTIEL (NATIONWIDE ADVANTAGE MORTGAGE CO.)

09:30 AM

5:13-BK-02681-RNO LOUIS MICHAEL FESTA CH: 13

#18 Motion for Relief from Stay (2008 Ford F250) (#38) (Objection deadline is 1/30/14)

VACATED: No response filed, order to be entered granting Motion.

ATTORNEY: EDWARD JAMES KAUSHAS (LOUIS MICHAEL FESTA)
ATTORNEY: HOWARD GERSHMAN (FORD MOTOR CREDIT COMPANY, LLC)

5:13-BK-02991-RNO MEGAN A WATKINS CH: 7

#19 Motion for Relief from Stay (20 hillcrest Drive, Dallas, PA) (#36) Answer by Trustee (#37)

VACATED: Answer of Trustee withdrawn, order to be entered granting Motion.

ATTORNEY: RONALD V. SANTORA (MEGAN A WATKINS)

5:13-BK-03997-RNO RICHARD D & KIMBERLY A. PETCAVAGE CH: 7

#20 1) Objection to Claim of Exemptions filed by Trustee (#35); Answer (#38)

VACATED: Mooted by the filing of amended Schedules B and C

2) Motion for Relief from Stay (623 Pancoast St., Dickson City, PA) (#40) (Objection deadline is 2/1/14)

VACATED: No response filed, order to be entered granting Motion.

ATTORNEY: MARK J. CONWAY (KIMBERLY A. PETCAVAGE, RICHARD D PETCAVAGE)
ATTORNEY: JOHN R. O'BRIEN (TOBYHANNA FEDERAL CREDIT UNION)

5:13-BK-04476-RNO DOUGLAS M. KERR CH: 13

#21 Amended Motion for Relief from Stay (89 Spruce Lane, Gouldsboro, PA) (#28); Answer (#33)

VACATED: Motion to continue with consent granted / cont'd to 2/26

ATTORNEY: VINCENT RUBINO (DOUGLAS M. KERR)
ATTORNEY: J. ZAC CHRISTMAN (DOUGLAS M. KERR)

5:13-BK-04569-RNO TENESHA M. WEST CH: 13

#22 Motion for Relief from Stay (2004 Jeep Liberty) (#23); Answer (#32)

ATTORNEY: RANDALL W. TURANO (TENESHA M. WEST)
ATTORNEY: WILLIAM E. CRAIG (CREDIT ACCEPTANCE CORPORATION)

09:30 AM

5:13-BK-04653-RNO

MARTINELL ENTERPRISES, INC.

CH: 11

#23

Motion for Relief from Stay (145 Camelback Road, Tannersville, PA) (#11); Answer (#16)

VACATED: Motion Settled (#33)

ATTORNEY: PHILIP W. STOCK (MARTINELL ENTERPRISES, INC.)

ATTORNEY: BRICE C PAUL (FIRST NATIONAL BANK OF PENNSYLVANIA)

5:13-BK-04714-RNO

ANGELA T. CALABRESE

CH: 13

#24

Motion for Relief from Stay (52 2nd Ave., Kingston, PA (#26); (Objection deadline is 1/24/14)

VACATED: No response filed, order to be entered granting Motion

ATTORNEY: KEVIN M WALSH (ANGELA T. CALABRESE)

ATTORNEY: JOSEPH P SCHALK (GREEN TREE SERVICING LLC)

5:13-BK-05144-RNO

WAYNE J OPLINGER

CH: 13

#25

1) Motion for Relief from Stay (3311 Chase Road, Shavertown, PA) (#24); Answer (#35)

VACATED: Request to continue with consent approved for both matters - cont'd to 3/13/14

2) Motion for Relief from Stay (3311 Chase Rd., Shavertown, PA - Second Mtg) (#25); Answer (#36)

VACATED: Request to continue with consent approved for both matters - cont'd to 3/13/14

ATTORNEY: MARK J. CONWAY (WAYNE J OPLINGER)

ATTORNEY: HARRY B REESE (NATIONAL PENN BANK)

5:13-BK-05194-RNO

TIMOTHY JOHN & FELICIA ANN SANFORD

CH: 7

#26

Motion for Relief from Stay (155 North Shore Drive, Albrightsville, PA) (#29); Answer (#30)

VACATED: Request to remove; matter settled, stipulation due 3/29/14

ATTORNEY: JEREMY MICHAEL BOLLES (FELICIA ANN SANFORD, TIMOTHY JOHN SANFORD)

ATTORNEY: JOSHUA I GOLDMAN (NATIONSTAR MORTGAGE, LLC)

09:30 AM

5:13-BK-05694-RNO

TANNA A. ARNOLD

CH: 7

#27

Motion for Relief from Stay (124 Whispering Hills Court, Effort, PA) (#11) (Objection deadline is 1/19/14)

VACATED: No response filed, order to be entered granting Motion.

ATTORNEY: JOHN J. MARTIN (TANNA A. ARNOLD)

ATTORNEY: KIMBERLY A BONNER (WELLS FARGO BANK, N.A.)

5:13-BK-05764-RNO

ANDREA CIRILLO

CH: 7

#28

Motion for Relief from Stay (12 Hilltop Drive, New Windsor, NY) (#11) (Objection deadline is 1/24/14)

VACATED: no response filed, order to be entered granting Motion.

ATTORNEY: JOHN J. MARTIN (ANDREA CIRILLO)

ATTORNEY: KIMBERLY D MARTIN (ANDREA CIRILLO)

ATTORNEY: JOSHUA I GOLDMAN (PNC BANK, NATIONAL ASSOCIATION)

5:13-BK-05833-RNO

DANA MARIE JESS

CH: 7

#29

Motion for Relief from Stay (RR4, Box 344A Old Lake Rd., Dallas, PA) (#9);(Answer by Trustee (#11)

VACATED: Answer withdrawn, order entered granting Motion.

ATTORNEY: CAROL WEISS BALTIMORE (DANA MARIE JESS)

5:13-BK-05916-RNO

GREGORY JOHN ZABOROWSKI

CH: 7

#30

Motion for Relief from Stay (250 Daniels Rd., Hawley, PA) (#31); (Objection deadline is 1/24/14)

VACATED: Case dismissed (#34)

ATTORNEY: LESLIE J RASE (PENNYMAC LOAN SERVICES, LLC)

OTHER: GREGORY JOHN ZABOROWSKI PRO SE

5:13-BK-06047-RNO

DOUGLAS ARTHUR & MELISSA CHRISTINE BOCK

CH: 7

#31

Motion for Relief from Stay (313 Lafayette Ave., Palmerton, PA) (#16) (Objection deadline is 1/24/14)

VACATED: No response filed order to be entered granting Motion.

ATTORNEY: THOMAS L LIGHTNER (DOUGLAS ARTHUR BOCK, MELISSA CHRISTINE BOCK)

ATTORNEY: CHRISOVALANTE FLIAKOS (WELLS FARGO BANK, N.A.)

09:30 AM

5:13-BK-06155-RNO LEO T. & JEAN M. ULICNY CH: 7

#32 Motion for Relief from Stay (45 N. Front Street, St. Clair, PA) (#18); (Objection deadline is 1/30/14)

VACATED: No response filed, order to be entered granting Motion.

ATTORNEY: ROBERT I LIPKIN (JEAN M. ULICNY, LEO T. ULICNY)
ATTORNEY: DANIELLE BOYLE-EBERSOLE (CP-SRMOF II 2012- A TRUST ET AL C/O SELE)

5:13-BK-06370-RNO KAREN L KUNTZMAN CH: 7

#33 Motion for Relief from Stay (284 Avenue A., Palmerton, PA (#10) (Objection deadline is 1/17/14)

VACATED: No response filed, order to be entered granting Motion.

ATTORNEY: JASON M RAPA (KAREN L KUNTZMAN)
ATTORNEY: JOSEPH P SCHALK (WELLS FARGO BANK, N.A.)

5:13-BK-06541-RNO RICHARD K & GAYLE M. DIMAS CH: 7

#34 Motion for Relief from Stay (4912 Belgravia Drive, Tobyhanna, PA) (#9);(Objection deadline is 1/30/14)

VACATED: No response filed, order to be entered granting Motion.

ATTORNEY: TIMOTHY B. FISHER (GAYLE M. DIMAS, RICHARD K DIMAS)
ATTORNEY: JOSEPH P SCHALK (HSBC BANK USA, NATIONAL ASSOCIATION, AS)

5:09-BK-08864-RNO HAROLD C. SNOWDON, JR. CH: 7

#35 Objection to Claim No. 26 of Internal Revenue Service filed by Trustee (#402); Answer (#403)

VACATED: Sua Sponte continued to 3/13/14 based on review of Motion to Approve Settlement

ATTORNEY: WILLIAM G SCHWAB (WILLIAM G SCHWAB (TRUSTEE))
ATTORNEY: THOMAS J JAWORSKI (DEPARTMENT OF JUSTICE (IRS))

5:13-BK-03874-RNO ANTHONY J. & CLARE M. AGNESINI CH: 7

#36 Motion to dismiss case for abuse pursuant to Section 707(b) (#32); Objection by Debtor (#35)

VACATED: Joint Motion to Continue with Consent approved / continued to 3/13/14

ATTORNEY: STEPHEN G. BRESSET (ANTHONY J. AGNESINI, CLARE M. AGNESINI)
ATTORNEY: RONALD V. SANTORA (ANTHONY J. AGNESINI, CLARE M. AGNESINI)
ATTORNEY: GREGORY BENJAMIN SCHILLER (UNITED STATES TRUSTEE)

09:30 AM

5:13-BK-05811-RNO

BARRY KUBE

CH: 7

#37

Motion to Dismiss for failure to appear at 341 Meeting (#12); Objection by Debtor (#14)

TRUSTEE: ROBERT P. SHEILS, JR (TRUSTEE)

ATTORNEY: MATTHEW A. SCHMIDT (BARRY KUBE)

5:13-BK-05979-RNO

JOHN A & DIANA M GASSLER

CH: 7

#38

Motion to Convert Case to Chapter 13;(Objection deadline is 1/17/14)

VACATED: Case converted (#16)

ATTORNEY: VERN S. LAZAROFF (DIANA M GASSLER, JOHN A GASSLER)

5:08-BK-53680-RNO

ANGELO STAMBOLIS

CH: 13

#39

Motion for Sale of Property Free and Clear of Liens (#114); Answer (#128)

VACATED: Motion to continue with consent approved / cont'd to 3/13/14

ATTORNEY: JASON M LEON (ANGELO STAMBOLIS)

ATTORNEY: SCOTT M. AMORI (ANGELO STAMBOLIS)

ATTORNEY: JOSEPH P SCHALK (BANK OF AMERICA, N.A.)

5:12-BK-06604-RNO

DARLENE A MILLER

CH: 13

#40

Motion for Sale of Real Property (#62); (Objection deadline is 2/8/14)

VACATED: Amended Notice of Sale sent; hearing rescheduled to 3/13/14

ATTORNEY: PAUL P ACKOUREY (DARLENE A MILLER)

5:13-BK-00953-RNO

ROBERT HAROLD & HEIDI SUE SPECK

CH: 13

#41

Motion for Sale of Property Free and Clear of Liens (Lot 2, Route 447, Newfoundland, PA) (#32)
(Objection deadline is 2/7/14)

VACATED: No response filed, order to be entered granting Motion.

ATTORNEY: TIMOTHY B. FISHER (HEIDI SUE SPECK, ROBERT HAROLD SPECK)

09:30 AM

5:13-BK-03782-RNO

WILLIAM P PETERSON

CH: 7

#42

Motion to Compel with Request for Sanctions (#60)

TRUSTEE: JOHN J MARTIN (TRUSTEE)

ATTORNEY: ANDREW JOSEPH KATSOCK (WILLIAM P PETERSON)

ATTORNEY: JOHN J. MARTIN (JOHN J MARTIN (TRUSTEE))

5:11-BK-05709-RNO

JAMES A. & ANNE M. SERFASS

CH: 13

#43

Motion to Impose Sanctions (violation of automatic stay) (#66); Answer (#75)

VACATED: Motion to Continue with consent approved /cont'd to 3/13/14

ATTORNEY: ADAM R WEAVER (ANNE M. SERFASS, JAMES A. SERFASS)

ATTORNEY: MARGARET GAIRO (BANK OF AMERICA, N.A.)

ATTORNEY: MARISA MYERS COHEN (BANK OF AMERICA, N.A.)

5:11-BK-06193-RNO

WILLIAM D. & LORI S. DAVIS

CH: 13

#44

- 1) Motion of Dunmore Properties, Inc. to Assume Executory Contracts / Unexpired Leases (#136).
Objection by Debtors (#146)

VACATED: Opinion and Order issued (#199, 200)

- 2) Objection by Debtor to Claim No. 11 of Dunmore Properties, Inc. (#124). Answer to Objection
(#135)

VACATED: Opinion and Order entered (#199, 200)

ATTORNEY: C. STEPHEN GURDIN (LORI S. DAVIS, WILLIAM D. DAVIS)

ATTORNEY: MYLES R. WREN (DUNMORE PROPERTIES, INC.)

5:13-BK-05566-RNO

BARRY REESE

CH: 13

#45

Motion to Compel Accounting (#36)

VACATED: Motion withdrawn and amended motion filed (#40, 41)

ATTORNEY: PATRICK LEE BEIRNE (BARRY REESE)

5:13-BK-06314-RNO

DAMARY MARCELINA BONILLA-RODRIGUEZ & ROBERTO RODRIGUE

CH: 13

#46

Motion to Reconsider Order (#18)

OTHER: DAMARY MARCELINA BONILLA-RODRIGUEZ PRO SE

OTHER: ROBERTO RODRIGUEZ PRO SE

09:30 AM

5:14-MP-00001-RNO **ORDER TO APPEAR AND SHOW CAUSE FOR DANA M. OXLEY** **CH: N/**
#47 **Show Cause Hearing as to why sanctions should not be imposed for non-compliance with**
10/14/2005 Court Order as to electronic filing

ATTORNEY: DANA M OXLEY (PHILLIP J HINTON)

5:13-BK-04165-RNO **CRAIG LEHMANN** **CH: 7**
#48 **Objection to Trustee's Report of No Distribution and Request for Discharge filed by BankUnited**
NA (#37)

ATTORNEY: PATRICK W CAROTHERS (CRAIG LEHMANN)
ATTORNEY: GREGORY W HAUSWIRTH (CRAIG LEHMANN)
ATTORNEY: TODD M GARDELLA (BANKUNITED, N.A.)

5:12-BK-02698-RNO **MEADOW CREEK INC.** **CH: 7**
#49 **ADV: 5-13-00253**
WILLIAM G SCHWAB (TRUSTEE) vs GERALD GAY
Motion to Strike Defendant's Answer (#13)

VACATED: Motion to Continue Granted; Continued to 3/13

ATTORNEY: WILLIAM G. SCHWAB & ASSOCIATES (WILLIAM G SCHWAB (TRUSTEE))
TRUSTEE: WILLIAM G SCHWAB (TRUSTEE)
ATTORNEY: WILLIAM G SCHWAB (WILLIAM G SCHWAB (TRUSTEE))
OTHER: GERALD GAY, DEFENDANT PRO SE

5:12-BK-03794-RNO **KELLY JO GEBHART** **CH: 7**
#50 **ADV: 5-12-00227**
KELLY JO GEBHART vs SEARS
Motion for Default Judgment; Damages hearing

VACATED: Request to continue with consent approved/ cont'd to 3/13

ATTORNEY: TULLIO DELUCA (KELLY JO GEBHART, KELLY JO GEBHART)

09:30 AM

5:13-BK-03878-RNO

#51

PATRICK JOSEPH MCLAINE

ADV: 5-13-00264

HAMPDEN TOWNSHIP vs PATRICK JOSEPH MCLAINE

Motion to Dismiss Adversary Proceeding (#3)

ATTORNEY: MARK J. CONWAY (PATRICK JOSEPH MCLAINE)

ATTORNEY: MICHAEL A. TRIMMER (HAMPDEN TOWNSHIP)

CH: 7

5:13-BK-00002-RNO

#52

SIMONDS EXCAVATING, INC.

Motion for Sale of Property Free and Clear of Liens (All Debtor's Assets) (#156); Answer in Opposition to Motion of PS Bank (#160)

VACATED: Amended Notice of Sale generated; hearing to be held 3/13/14

ATTORNEY: LESLIE N REIZES (SIMONDS EXCAVATING, INC.)

ATTORNEY: ARTHUR DAVID AGNELLINO (SIMONDS EXCAVATING, INC.)

ATTORNEY: WILLIAM PHILIP CARLUCCI (WILLIAMS OIL COMPANY INC.)

ATTORNEY: DAVID M. GREGORY (PS BANK F/D/B/A PEOPLES STATE BANK OF WY)

CH: 11